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PATENT  
Docket No. H16-25990 US  
M&R 115.00110101

#19

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): JAMIESON et al. ) Group Art Unit: 2174  
Serial No.: 09/346,412 ) Examiner: M.T. Tran  
Filed: July 1, 1999 ) Confirmation No. 2387  
For: PROCESS VARIABLE GAUGE INTERFACE AND METHODS REGARDING  
SAME

**COMMUNICATION TO EXAMINER**  
**RE: REQUEST FOR CONTINUED EXAMINATION (RCE)**

Assistant Commissioner for Patents  
ATTN: BOX RCE  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir/Madam:

Applicant hereby submits a Request for Continued Examination (RCE) in the above-identified application after receiving the Advisory Action mailed 6 June 2003. As indicated in the RCE, Applicant respectfully requests the Examiner to consider the amendment under 37 C.F.R. §1.116, which was previously filed on May 14, 2003.

Further, in the Advisory Action mailed 6 June 2003, the Examiner indicates that Applicant has referred to an interview held with the Examiner but that there is no evidence of such an interview ever taking place. Applicant wishes to point out to the Examiner that the remarks refer to an interview held in a related case, U.S. Patent Application Serial No. 09/345,335, and not the above-identified application. This interview was presented because it is believed that similar issues were presented by the Examiner in both cases making the interview relevant to the examination of the above-identified application. Applicant submits herewith, for the Examiner's convenience, a copy of an Interview Summary which was conducted on April 2,

Communication Regarding Request for Continued Examination  
Applicant(s): JAMIESON et al  
Serial No. 09/346,412

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2003 between Examiner Mylinh T. Tran, Examiner Kristine Kincaid and applicant's representative, Mark J. Gebhardt, for related case Serial No. 09/345,335.

The Examiner is invited to contact Applicants' Representatives at the below-listed telephone number, if there are any questions regarding this communication or if prosecution of this application may be assisted thereby.

**CERTIFICATE UNDER 37 C.F.R. 1.8:**

The undersigned hereby certifies that this paper is being transmitted by facsimile in accordance with 37 CFR §1.6(d) to the Patent and Trademark Office, addressed to Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 9 day of July, 2003, at 1:50 pm (Central Time).

Name:

Sandy Truchart9 July 2003  
Date

MJG/sjt

Respectfully submitted for  
JAMIESON et al.

By  
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PATENT TRADEMARK OFFICE

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# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/346,412
Filing Date	July 1, 1999
First Named Inventor	JAMIESON, et al
Group Art Unit	2174
Examiner Name	M. T. Tran
Attorney Docket Number	H16-25990 US

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

## 1. Submission required under 37 C.F.R. § 1.114

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on May 14, 2003  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other COMMUNICATION TO EXAMINER

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other \_\_\_\_\_
3. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.
- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 13-4895
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$\_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Mark J. Gebhardt	Registration No. (Attorney/Agent)	35,518
Signature	<i>Mark J. Gebhardt</i>	Date	9 July 2003

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	SANDY TRUEHART	Date	7-9-03
Signature	<i>Sandy Truehart</i>		

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents, Box RCE, Washington, DC 20231.